

Applicants:

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Serial No.:

09/671,104

Filing Date:

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Title:

Novel Tropane Analogs

Atty. Docket No.: ZAA-012.01

Examiner: T. Friend

Art Unit: 1627

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Certificate of First Class Mailing

I hereby certify that the instant "Response to Restriction Requirement" is being deposited on the date set forth below with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.

March 25, 2002

Date of Signature and Mail Deposit

Bv:

William Homan

Commissioner for Patents Washington, DC 20231

RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

In response to the outstanding Restriction Requirement of February 25, 2002, Applicants provisionally elect, with traverse, Group I, claims 1-10 and 19-22, drawn to compositions of formula I. However, it is respectfully submitted that examination of all claims simultaneously would place no undue burden on the Examiner. Applicants respectfully point out that the examination of the claims of Group II, claims 11-18, drawn to a method of treating disorders caused by a deficiency in monoamine concentration by administering an effective dose of formula I; Group III, claims 23-26, drawn to a method comprising imaging the brain by administering a compound of formula I; Group VII, claims 53 and 54, drawn to a method of inhibiting the reuptake of a monoamine transporter with a compound of formula I; and Group IX, claim 57, drawn to a library of compounds having a formula I, necessarily entail a search of the subject matter of Group I, and therefore submits that the examination of Groups I-III, Group VII and Group IX together presents no significant burden over the examination of Group I alone.

For a restriction requirement to be valid, the Examiner must establish that the search and examination of the entire application cannot be made without serious burden (M.P.E.P § 803). Accordingly, Applicant respectfully requests examination of all claims simultaneously.

Further, the Applicants, with traverse, respectfully elect the species, shown below, of Group I as required by 35 U.S.C. § 121.

Species for Invention I

Applicants provisionally submit that claims 1-10 and 19-22 read on the species elected. The Applicants expressly reserve the right to prosecute species not elected herein in other patent applications claiming the benefit of the filing date of this application. Furthermore, the Applicants understand that upon allowance of a generic claim, they will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of any allowed generic claims.

Any questions raised by this submission may be directed to the undersigned at (617) 832-1000. Applicants believe no fee is due in connection with the submission of this paper. However, the Commissioner is hereby authorized to charge any underpayments, or credit any overpayments, to our Deposit Account No. **06-1448**.

Date: March 25, 2002

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Respectfully submitted, Foley, Hoag & Eliot LLP

By:

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